

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

CHRISTOPHER COSTA, M.D.,	)	4:05CV3248
	)	
Plaintiff,	)	
vs.	)	<b>MEMORANDUM</b>
	)	<b>AND ORDER</b>
MICHAEL O. LEAVITT, Secretary,	)	
U.S. Department of Health and	)	
Human Services, and his Successors;	)	
UNITED STATES DEPARTMENT	)	
OF HEALTH AND HUMAN	)	
SERVICES; and the NATIONAL	)	
PRACTITIONER DATA BANK, an	)	
Entity of and Run by the U.S.	)	
Department of Health and Human	)	
Services,	)	
	)	
Defendants.	)	

Pursuant to the parties' planning conference report (filing 16), the court finds that this case should be resolved on cross-motions for summary judgment, based upon the administrative record, and that the parties' proposed briefing schedule should be adopted. Accordingly,

IT IS ORDERED that:

1. Defendants shall file the administrative record not later January 31, 2006;
2. Plaintiff and Defendants shall file cross-motions for summary judgment not later than March 1, 2006, supported by briefs in the form prescribed by NECivR 56.1(a);

3. Plaintiff and Defendants shall file briefs in opposition not later than March 30, 2006, in the form prescribed by NECivR 56.1(b)(1);
4. Plaintiff and Defendants may file reply briefs not later than April 20, 2006; and
5. This case shall be ripe for decision on April 21, 2006, based upon the administrative record and briefs then on file.

December 29, 2005.

BY THE COURT:

*s/ Richard G. Kopf*  
United States District Judge